

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ESTATE OF DEREK VALENTINE, et al.,

Plaintiffs,

v.

COUNTY OF MERCED, et al.,

Defendants.

Case No. 1:23-cv-01697-JLT-SAB

ORDER DISREGARDING WITHDRAWN
MOTIONS TO DISMISS

(ECF Nos. 14, 20)

On February 9, 2024, Defendant California Forensic Medical Group (“Defendant CFMG”) filed a motion to dismiss. (ECF No. 14.) On February 28, 2024, Defendants County of Merced, Merced County Sheriff’s Office, and Vernon Warnke (“County Defendants”) filed a motion to dismiss. (ECF No. 20.) The motions were referred to the undersigned. (ECF Nos. 17, 21.)

On June 25, 2024, the parties filed a stipulation for the filing of a first amended complaint, and the amended complaint was filed. (ECF Nos. 34, 35.) On June 28, 2024, an order issued directing Defendants to either file a motion to withdraw their motion to dismiss or a notice informing the Court why their motion is not moot based on the filing of the first amended complaint. (ECF No. 37.) On July 1, 2024, Defendant CFMG filed a notice of withdrawal of the pending motion to dismiss. (ECF No. 38.) On July 2, 2024, County Defendants filed a notice of withdrawal of their pending motion to dismiss. (ECF No. 39.)

1 Accordingly, based on Defendants' notice, Defendant CFMG's motion to dismiss, filed
2 February 9, 2024, (ECF No. 14), and County Defendants' motion to dismiss, filed February 28,
3 2024, (ECF No. 20), are HEREBY DISREGARDED.

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5 IT IS SO ORDERED.

6 Dated: July 3, 2024


UNITED STATES MAGISTRATE JUDGE